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11 ** Designated Nevada Attorney Pursuant to LR IA 11-1(b) and Nev. Sup. Ct. R. 42.1*

12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 ANGELA WILLIAMS; JANE DOE #1;
JANE DOE #2,

15 Plaintiffs,

16 v.

17 STEVE SISOLAK, Governor of Nevada,
18 in his official capacity; AARON FORD,
Attorney General of Nevada, in his official
19 capacity; THE CITY OF LAS VEGAS;
CLARK COUNTY; NYE COUNTY;
20 WESTERN BEST, INC. D/B/A CHICKEN
RANCH; WESTERN BEST LLC; JAMAL
21 RASHID; MALLY MALL MUSIC, LLC;
FUTURE MUSIC, LLC; PF SOCIAL
22 MEDIA MANAGEMENT, LLC; E.P.
SANCTUARY; BLUE MAGIC MUSIC,
23 LLC; EXCLUSIVE BEAUTY LOUNGE,
LLC; FIRST INVESTMENT PROPERTY,
24 LLC; V.I.P. ENTERTAINMENT, LLC;
MP3 PRODUCTIONS, INC.; MMM
25 PRODUCTIONS, INC.;

Case No.: 2:21-cv-01676-APG-VCF

Honorable: Andrew P. Gordon

**STIPULATION AND ~~[PROPOSED]~~
ORDER TO ABATE ALL OF
DEFENDANT LAS VEGAS BISTRO
LLC'S APPLICABLE DEADLINES
UNTIL SUCH A TIME AS THIS COURT
ISSUES AN ORDER ON PLAINTIFFS'
MOTION FOR PROTECTIVE ORDER
(DOC. 50) AND RESET THEM
ACCORDINGLY**

(FIRST REQUEST)

SHAC, LLC D/B/A SAPPHIRE
GENTLEMEN'S CLUB AND/OR
SAPPHIRE; SHAC MT, LLC; and LAS
VEGAS BISTRO, LLC D/B/A LARRY
FLYNT'S HUSTLER CLUB,

Defendants

COMES NOW Defendant Las Vegas Bistro, LLC, by and through its counsel of record, and Plaintiffs Angela Williams; Jane Doe #1; and Jane Doe #2 (collectively, with Defendant, the "Parties"), by and through her counsel Jason D. Guinasso, hereby stipulate and agree to the following:

1. Plaintiff filed her First Amended Complaint (the "FAC") on November 10, 2021, [Doc. 49], which added, for the first time, Defendant Las Vegas Bistro, LLC. Defendant was served on December 3, 2021. [Doc. 74].

2. The deadline for Defendant to file a responsive pleading to the FAC is December 27, 2021.

3. The deadline for Defendant to file its initial disclosures pursuant to Fed. R. Civ. P. 26 is December 30, 2021. [Doc. 93].

4. In order to assess the claims against Defendant, Defendant requires certain identifying information from Plaintiff Jane Doe # 2 in order to access Defendants' records. Plaintiffs do not wish to disclose Jane Doe # 2's identifying information absent a protective order; however, this Court has not yet ruled on Plaintiffs' Motion for Protective Order. [Doc. 50]. The Parties briefly discussed entering into a temporary protective order; however, Plaintiffs determined they were unable to disclose Jane Doe # 2's identity until such a time as they are able to explain their concerns regarding the disclosure of Jane Doe # 2's identity at the hearing on their Motion for Protective Order, [Doc. 50], directly to the Court.

5. Defendant maintains extensive records of all of its employees and the entertainers who perform on its premises. These records can be accessed by a number

1 of different queries including by name, social security number, employee and/or dancer
 2 identification number, date of birth, and email address. The most reliable way of
 3 accessing these records are by the last four of a social security number and the
 4 individual's name. All employees and entertainers who perform on Defendant's
 5 premises enter into binding arbitration agreements with Defendant. Further, all
 6 entertainers who perform on Defendant's premises enter into a contract with Defendant.
 7 Jane Doe # 2 alleges to have been an entertainer that performed on Defendant's
 8 premises. [FAC, Doc. 49, at ¶¶ 275, 278, 305]. Without some identifying information for
 9 Jane Doe # 2, Defendant cannot assess whether Jane Doe # 2 actually performed on
 10 Defendant's premises or whether, if she did in fact perform on Defendant's premises,
 11 her claims would be subject to arbitration.

12 6. Defendant does not wish to take any actions that could be construed as
 13 inconsistent with the right to arbitrate. *See, e.g., Newirth by & through Newirth v. Aegis*
 14 *Senior Communities, LLC*, 931 F.3d 935, 942 & n.10 (9th Cir. 2019).

15 7. Because Defendant cannot access its records to both assess Jane Doe # 2's
 16 claims and locate her arbitration agreement with Defendant in the event she did
 17 perform on its premises; because Bistro does not wish to waive its right to arbitrate,
 18 given that Bistro has already engaged in scheduling conferences, by filing dispositive
 19 motions, joining in dispositive motions, and/or engaging in discovery by serving its
 20 initial disclosures under Fed. R. Civ. P. 26, Defendant Las Vegas Bistro, LLC requests,
 21 and Plaintiffs agree to, abate all deadlines applicable to Defendant Las Vegas Bistro,
 22 LLC and reset those deadlines that have accrued as of the of this Court's entry of its
 23 final order on Plaintiffs' Motion for Protective Order, [Doc. 50], to twenty-one (21) days
 24 following entry of said order. The Parties request all remaining deadlines be governed
 25 by the applicable Federal Rules, this Court's Local Rules, and/or this Court's Orders.

26 **THEREFORE**, it is hereby stipulated and agreed, by and between Defendant Las
 27 Vegas Bistro, LLC and Plaintiffs Angela Williams; Jane Doe #1; and Jane Doe #2,

1 through their undersigned counsel, that all deadlines applicable to Defendant Las Vegas
2 Bistro, LLC are abated and those deadlines that, as of the date of this Court's entry of
3 its final order on Plaintiffs' Motion for Protective Order, [Doc. 50], have accrued are
4 hereby reset as due on or before twenty-one (21) days after this Court's entry of its final
5 Order on Plaintiffs' Motion for Protective Order, [Doc. 50]. All remain deadlines shall be
6 governed by the applicable Federal Rules, this Court's Local rules, and/or this Court's
7 Orders.

8
9 Dated: December 28, 2021

Respectfully Submitted,

10 /s/ Jason D. Guinasso

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*Counsel for Defendant Las Vegas Bistro,
LLC*

ORDER

IT IS SO ORDERED as follows: all applicable deadlines for Defendant Las Vegas Bistro, LLC are hereby abated. Those deadlines that, as of the date of this Court's entry of its final order on Plaintiffs' Motion for Protective Order, [Doc. 50], have accrued are hereby reset as due on or before twenty-one (21) days after this Court's entry of its final Order on Plaintiffs' Motion for Protective Order, [Doc. 50]. All ~~remain~~^{remaining} deadlines shall be governed by the applicable Federal Rules, this Court's Local rules, and/or this Court's Orders.

Dated this 28th day of December 2021.



UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on December 28, 2021, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Zachary M. Youngsma
Zachary M. Youngsma
Nevada Bar No. 15680
SHAHER & ASSOCIATES, P.C.